

Improvement Res. No. 731-1941

For the condemnation of a right-of-way for sewer purposes between Clinton Street and Barr Street from Duck Street north to Ear Street.

Resolution Adopted:

Tues. May 20, 1941, 10:00 A.M.

Confirmed:

Thurs. June 12, 1941, 7:30 P.M.

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

DECLARATORY RESOLUTION NO. 731-1941.

For the condemnation of a right of way for sewer purposes between Clinton Street and Barr Street from Duck Street north to Barr Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to condemn a right of way for sewer purposes between Clinton Street and Barr Street from Duck Street north to Barr Street.

The condemnation of the right of way for sewer purposes to be made by condemning for sewer purposes only, a temporary right of way fifty (50) feet in width and a permanent right of way eighteen (18) feet in width, the center line of which is described as follows: Beginning at a point on the north property line of Duck Street one hundred eighty-two and five tenths (182.5) feet east of the east property line of Clinton Street; thence north parallel to and one hundred eighty-two and five tenths (182.5) feet east of the east property line of Clinton Street to the north property line of Lot Number 4 Eliza Hanna Senior's Subdivision of the Northeast Quarter of Section 2, Township 30 North, Range 12 East; thence west along the north line of said Lot Number 4 a distance of thirty-two and five tenths (32.5) feet; thence north parallel to and one hundred fifty (150) feet east of the east property line of Clinton Street to Barr Street.

Said temporary right of way as above described is to be used only until such sewer work is completed by the City of Fort Wayne, Indiana.

All as shown by a plan of such proposed condemnation of said right of way on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected by the proposed condemnation of said right of way as above described is described as all lots and lands lying East of Clinton Street; south and west of Barr Street and north of Duck Street.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations", approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) per cent per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property or for the payment of any bond or bonds, certificate or certificates issued in payment for such proposed damages except for such moneys as shall have been actually received by the City from the assessments for such property damages or such moneys as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of said lots and lands affected by the above described condemnation being situated in the Northeast Quarter of Section 2, Township 30 North, Range 12 East, and lying within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 20th day of May, 1941

Attest:

Chas. F. Hess
Secretary

David Lewis
Board of Public Works

David Lewis

David Lewis

J. H. Johnson

